

Attorney's Docket No. 5577-129CT

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Nally et al.

Serial No.: 10/075,534

Filed: February 14, 2002

For: METHODS, SYSTEMS AND COMPUTER PROGRAM PRODUCTS FOR  
CONTROLLING VARIABLES ASSOCIATED WITH TRANSACTIONS IN A  
MULTIPLE TRANSACTION ENVIRONMENT

Confirmation No.: 9748

Examiner: Te Y. Chen

Group Art Unit: 2171

Date: October 29, 2004

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TERMINAL DISCLAIMER UNDER 37 C.F.R. 1.321(a)**

Sir:

I, Timothy J. O'Sullivan, am an attorney of record of the disclaimant, International Business Machines Corporation, and am authorized to execute this disclaimer on behalf of International Business Machines Corporation. The disclaimant, International Business Machines Corporation, having a principal place of business in Armonk, New York, is the owner of all right, title, and interest in the above-identified application, by Assignment recorded on February 4, 2002; at Reel 12608, Frame 577.

The disclaimant hereby disclaims, except as provided below, the terminal part of any patent granted on the above-identified application that would extend beyond the expiration date of the full statutory term as defined in 35 U.S.C. §§154 - 156, §173, and any other relevant statutory provision of prior U.S. Patent No. 6,542,885, issued April 1, 2003, as presently shortened by any terminal disclaimer, which patent was assigned to the above-identified disclaimant by an Assignment recorded on March 8, 1999, at Reel 9820, Frame 660.

Disclaimant further agrees that any patent so granted on the above-identified application, which is the subject of this disclaimer, shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent

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No. 6,542,885. This agreement runs with any patent granted on the above-identified application, and is binding upon the grantee, its successors, or assigns.

Nothing herein shall be construed as a disclaimer of any terminal part of any patent granted on the above-identified application that is prior to the expiration date of the full statutory term as defined in 35 U.S.C. §§154 - 156 and §173 of U.S. Patent No. 6,542,885, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer.

Respectfully submitted,

  
Timothy J. O'Sullivan  
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**Certificate of Mailing under 37 CFR 1.8 (or 1.10)**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 29, 2004.

  
Traci A. Brown



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**SUBMISSION OF TERMINAL DISCLAIMER  
UNDER 37 C.F.R. § 1.321(b)**

Sir:

Applicant hereby submits the enclosed Terminal Disclaimer Under 37 C.F.R. § 1.321 for the above referenced application. Also enclosed is a check in the amount of \$110.00 [37 C.F.R. § 1.20(d)] to cover the fee for filing a Terminal Disclaimer. The Examiner is authorized to charge Deposit Account No. 50-0220 for any additional fee which may be required or credit any overpayment.

Respectfully submitted,

Timothy L. O'Sullivan

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Traci A. Brown